

# SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING  
100 NORTH NINTH STREET  
RICHMOND, VIRGINIA 23219  
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## **Granted Appeal Summary**

### **Case**

MARILYN EHRHARDT, ET AL. v. SUSTAINEDMED, LLC  
(Record Number 201160)

### **From**

Circuit Court of Fairfax County; M. Devine, Judge.

### **Counsel**

Norman A. Thomas (Norman A. Thomas, PLLC) and Jerome C. Baker (The Law Office of Jerome C. Baker, LTD.) for appellant.

Robert W. Loftin, Richard D. Holzheimer, Jr., and Anastasia P. Cordova (McGuireWoods LLP) for appellee.

### **Assignment of Error**

VI. The trial court misinterpreted the Stock Purchase Agreement and failed to follow Virginia law regarding its awards to SustainedMED of attorneys' fees, expenses and costs. The court reversibly erred in making such awards because they exceeded the Stock Purchase Agreement's cap on indemnity claim losses, and the awards were not limited to specific indemnity claims on which SustainedMED succeeded.